

JEROME L. GRIMES,) Nos. C 13-2121 JSW (PR)
)
Plaintiff,) **ORDER OF DISMISSAL**
)
v.)
)
ALPHONSO PHILLIPS, et al.,) (Docket No. 3)
)
Defendants.)

In accord with this ongoing practice, the Court has reviewed the allegations in the


1 present action and finds that Plaintiff alleges no facts which bring him within the
2 "imminent danger" clause. The complaint is barely legible and unintelligible. It sets
3 forth nonsensical or inherently implausible allegations such as that Defendants
4 committed "co-Murder/mass-murder Fence/co-Fence, of: Terror 04/15/13: Boston, Mass
5 Bombing Victims." On numerous occasions, Plaintiff has been informed that allegations
6 such as these do not establish imminent danger. He also names numerous private
7 individuals as Defendants, but he has been informed repeatedly that such private
8 individuals are not liable under Section 1983. Therefore, it would be futile to grant
9 Plaintiff leave to amend.

10 Accordingly, this case is DISMISSED without prejudice under § 1915(g). The
11 application to proceed *in forma pauperis* is DENIED. No fee is due. If Plaintiff is so
12 inclined, he may bring his claims in a new action accompanied by the \$350.00 filing fee.
13 In any event, the Court will continue to review under § 1915(g) all future actions filed by
14 Plaintiff while he is incarcerated in which he seeks *in forma pauperis* status.

15 The Clerk of the Court shall close the files and terminate all pending motions in
16 the cases listed in the caption of this order.

17 IT IS SO ORDERED.

18 DATED: June 28, 2013

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20 JEFFREY S. WHITE
21 United States District Judge
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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JEROME GRIMES,

Plaintiff,

v.

MARTIN et al,

Defendant.

Case Number: CV13-02121 JSW

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on June 28, 2013, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Jerome L. Grimes
Napa State Hospital
#206586-0/ Unit Q-1 & 2
2100 Napa Vallejo Highway
Napa, CA 94558

Dated: June 28, 2013



Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk